

DISTRICT COURT, EL PASO COUNTY, COLORADO Court address: P.O. Box 2980 270 South Tejon. Colorado Springs, CO 80901-2980 Phone Number: (719) 227-5129	EFILED Document Court Use Only CO El Paso County District Court 4th JD Case Number: 08-CV-3403 Filing Date: Dec 3 2008 9:27AM MST Original: 2733472 Review Clerk: Lisa Bivings Division 13 Courtroom 404
Plaintiff: Michael Colgate v. Defendant: Golden Hills Homeowners Association	
DELAY PREVENTION ORDER	

This action is before the Court for judicial review. The purpose of this review is to determine whether the action is being diligently prosecuted. The Court has reviewed the record and now issues the following Orders:

- 1. Complete service of process and file proof of service within thirty days, or explain in writing the difficulties you are having in obtaining service. *Failure to obtain service within six months of filing the Complaint shall result in the administrative closure of this action.*
- 2. File a motion for entry of default and judgment within 45 days.
- 3. File a written Status Report within thirty days reflecting the current posture of the case.
- 4. File a certificate of compliance pursuant to C.R.C.P. 16(b)(7) which includes a detailed ADR plan within 30 days or this case will be dismissed.

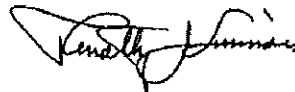
XX 5. File a Notice to Set and in fact set within 30 days a:

- A.** Status Conference
- B. Case Management Conference
- C. Motion hearing
- D.** Trial/ CONDUCT ADR prior to trial.
- E. Trial Management Conference
- F. Other:

- 6. File within 30 days a Response to Show Cause why this case should not be dismissed for failure to prosecute. Failure to Comply with this order will result in dismissal with prejudice without further notice from the Court.
- 7. Except as provided in paragraph 6, noncompliance with this Order constitutes a failure to diligently prosecute this action, and is grounds to dismiss this action without prejudice through an entry of dismissal by Minute Order in the Registry of Actions without notice to counsel/party.
- 8. Dismissal of an action by the terms of this Order(s) and entry of that dismissal into the Registry of Actions is a final judgment.
- 9. Actions dismissed by this Order will not be subject to reinstatement as an active case unless relief from this Order is permitted by and in accordance with the Colorado Rules of Civil Procedure.
- 10. Other:

SO ORDERED this 3rd day of December, 2008.

BY THE COURT



TIMOTHY J. SIMMONS
 District Court Judge

This Order has been served electronically in accordance with C.R.C.P. 121, section 1-26. A copy of this Order containing an original signature is on file in the Clerk's Office. Counsel are Ordered to serve a copy of this Order on any unrepresented parties.